



west virginia department of environmental protection

Executive Office
601 57th Street, S.E.
Charleston, WV 25304
(304) 926-0440
(304) 926-0446 Fax

Joe Manchin III, Governor
Stephanie R. Timmermeyer, Cabinet Secretary
www.wvdep.org

November 16, 2006

Karen D. Johnson, Branch Chief
Safe Drinking Water Act Branch (3WP22)
U.S. Environmental Protection Agency, Region III
1650 Arch Street
Philadelphia, PA 19103

Re: Regulation of Ammonium Perfluorooctonate (C-8)

Dear Ms. Johnson:

The West Virginia Department of Health and Human Resources Bureau of Public Health and the West Virginia Department of Environmental Protection have discussed with the U.S. Environmental Protection Agency the necessity for the development of a regulatory standard for C-8 (as that term is used for both ammonium perfluorooctonate and perfluorooctanoic acid). The emissions from the DuPont Washington Works facility and human exposures resulting from the emissions in Wood County are currently regulated by a Consent Order agreed to by our agencies and DuPont in November 2001. The drinking water supplies near the Washington Works facility are also covered under the Order on Consent issued on March 7, 2002 (Docket Nos. SDWA-03-2002-0019 and SDWA-05-2002-0002).

Due to the complex nature of the toxicology involved with human exposure to C-8 and the scientific studies that have become available since the 2001 and 2002 consent orders, the State of West Virginia has relied upon the expertise and resources of the EPA to review and evaluate the potential risks to human health presented by exposure to C-8. The State of West Virginia is relying on the EPA to establish a Site-Specific Action Level for C-8 in drinking water that reduces exposure to C-8 for residents in the vicinity of the Washington Works facility.

As has been discussed between our agencies and EPA, the recent scientific studies support a revision to the regulatory framework outlined in the March 7, 2002 order. The West Virginia DHHR and DEP have discussed this matter and have agreed that each agency will request that EPA take the requisite action to make the necessary revisions to the order. Please accept this letter as the formal request by the Department of Environmental Protection.

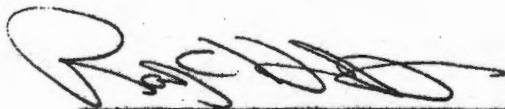
EPA 00093

UMENT 11

Karen D. Johnson
November 16, 2006
Page 2

We appreciate the continued support and cooperation of the EPA in the regulation of C-8.

Sincerely,

A handwritten signature in black ink, appearing to read "Randy Huffman", written over a horizontal line.

Randy Huffman, Deputy Secretary
WV Dept. of Environmental Protection

EPA 00094